

THE BECK-RYAN LITIGATION

Order to Show Cause Ordered Before Chief Justice Merritt.

TAKEN UNDER ADVISEMENT

WILL PLAINTIFF BE ALLOWED TO REPUDIATE HIS OBLIGATION.

Sicher to Be Sentenced Tomorrow—Alimony to Two Unhappy Wives—Mrs. A. H. Nelson Enters Suit For Divorce—Long List of Short Rulings by Both Judges—Judge Burch Opens Court at Beaver on Wednesday.

The suit of John Beck vs. Henry M. Ryan et al., in which the hearing on order to show cause why the defendant should not be restrained from acting as agent of John Beck and as a director of the Bullion-Beck and Champion Mining company, and from negotiating a note for \$30,000 given by John Beck to the defendant Ryan, came up yesterday before Chief Justice Merritt. The defendant entered a demurrer to the complaint and filed an answer.

Arrangements were made before Chief Justice Merritt by Attorney Arthur Brown and Judge Henderson for the plaintiff, and by Attorneys W. H. Dickinson and Parley L. Williams for the defendant. The demurrer was not taken up and the general complaint was the basis of the arguments, the defendants insisting that the allegations in the complaint were not sufficient grounds for the issuance of an injunction as prayed for.

The complaint, which is of considerable length, contains charges of a most serious as well as of a decidedly uncomplimentary character. It is false representations on the part of the defendant are alleged, the plaintiff averring that such representations were made by Ryan to induce Beck to place himself in such a position that the former might defraud him out of his property. Plaintiff declares that defendant never was a man of capital, but that he is an adventurer from Chicago, a pugilist, a bunco steerer, a confidence man, and an all-round scoundrel known as "Cabbage Ryan."

In his answer Mr. Ryan gives an unqualified and indignant denial to all the charges made against him. He was employed by Beck to act as a real-estate man from his financial difficulties and to do which he had to put up large sums of his own money and that of his friends, that he has in a great measure succeeded in putting Beck's affairs on a sound basis and that he was to have \$50,000 for coming to Beck's assistance in his time of need, as if he hadn't done so Beck would have lost all he had. He, in turn, makes a long reply, in the course of which it is set forth that he was wrongfully discharged from Beck's employ on October 22, and his authority revoked under their agreement to his damage in the sum of \$4,000. He prays that the note for \$30,000 be adjudged a valid lien upon Mr. Beck's 51,000 shares of stock and a valid claim against him, and that he may recover judgment against plaintiff for \$15,000 additional.

Chief Justice Merritt, after hearing the arguments, took the matter under advisement. The answer puts an entirely different face on the litigation and shows up Mr. Ryan's side of the controversy strongly. The decision of the court will be made as to which side of the merits of the case, and determine whether or not Mr. Beck can repudiate the obligation as well as the other questions involved.

Supplementary Proceedings. A. Sequel to the Divorce Suit of Christy vs. Christy.

Hyrum Christy, against whom his wife obtained a decree of divorce and \$500 alimony a week ago, was yesterday examined on supplementary proceedings before Attorney Woods. Christy was ordered to turn over a watch and chain and a diamond pin, valued at

\$100, on the judgment. The property was in the hands of L. F. Powers, a brother-in-law of Christy, having been conveyed to him by a bill of sale. Jones & Schroeder were the attorneys for Mrs. Christy.

Sentence Tomorrow. In the matter of Modesto Sicher, found guilty of the voluntary manslaughter of Giuseppe Murano, time of passing sentence was set for tomorrow morning.

Arraigned For Fornication. P. M. Sawyer, indicted for fornication, was arraigned before Judge Burch and entered a plea of not guilty and bond was reduced to \$100. It is charged that the crime was committed October 1 last with one Louise Fowler, in this city.

Alimony Allowed. In the divorce suit of C. L. McKibben vs. Isabella McKibben, the defendant's motion for alimony and attorney's fees was argued by Attorney J. M. Bowman for the plaintiff and Attorney John M. Cannon for the defendant. Plaintiff was ordered to pay \$10 a month alimony and \$40 attorney's fees within thirty days.

In the Case Also. Josephine C. Johnson vs. Gustave O. Johnson, suit for divorce, the hearing on order to show cause for temporary alimony and attorney's fees came on before Chief Justice Merritt. His honor ordered that defendant pay \$10 a month alimony and \$40 attorney's fees.

Mrs. A. H. Nelson Seeks a Divorce. Anna H. Nelson has begun suit in the Third district court against Harold Edward Nelson for divorce. The plaintiff alleges that she and the defendant were married at Chicago on May 15, 1885; that on October 1, 1891, the defendant deserted the plaintiff and ever since has continued to live apart from her, and that for more than three years last past he has failed to provide for her. Wherefore plaintiff prays for a decree of divorce and that she be restored to her maiden name of Anna H. Johnson.

Transcript on Appeal. Transcript on appeal was yesterday filed in the supreme court in the case of the estate of E. H. Wells, D. P. Wells, administrator, appellant, vs. John Kelly et al., Appeal from the Fourth district court, Judge Miner presiding.

Short and Crisp. Charles E. Pomeroy vs. Cassie W. Foley et al.; judgment for plaintiff. Martha B. Taylor vs. E. J. Smith et al.; judgment against W. H. Rowe by default. Stuart Stephenson vs. J. F. Jack, administrator, et al.; judgment as prayed.

J. P. Mellstrom vs. Nat. M. Brigham, hearing on motion to strike out part of answer continued till next Saturday. Matilda Compton vs. M. A. Compton; hearing on order to show cause in contempt continued till next Saturday. Job Pinchon vs. Saltair Beach company; motion to dismiss appeal argued and sustained.

Matthew Gibbs et al. vs. the Twenty-fourth school district; appeal dismissed. Olyon P. Arnold vs. R. M. Jones et al.; order to show cause continued until Nov. 10.

John Bunce vs. W. H. Hofmeister; demurrer to complaint sustained and ten days to amend. Charles Steese et al. vs. Elizabeth C. Wickersham et al.; demurrer to complaint overruled and ten days to answer.

Utah & Montana Machinery company vs. P. J. Moran; demurrer to complaint set for hearing next Saturday. Bank of Sisson, Crocker & Co. vs. W. H. Smith; hearing on motion to strike out answer and for judgment set for hearing next Saturday.

Gustave Olson, a native of Sweden, now a resident of Salt Lake, was admitted to citizenship. James Eager, J. H. Miller, A. R. Carter, J. G. Smith, I. N. Dunyan, C. H. Spencer, W. H. Evans, E. T. Burton, Jr., Fred Titt, David Thomas, L. Cohen and Thomas E. Harris were excused as petit jurors for the term.

Lansy Marsh vs. Salt Lake Building and Loan association; hearing on order to show cause restraining sale under trust deed continued till next Saturday.

WORK OF THE CLUBS.

MEETING OF LA COTERIE AT THE JUNCTION CITY.

Questions Considered at the Meeting of the Ladies' Literary Club—Statement From the Needlework Guild.

Mrs. Ransford Smith entertained La Coterie Tuesday, October 30. The president, Mrs. Corlew, called the meeting to order at 3 o'clock and announced the first paper by Mrs. Bannister on the Renaissance.

This was a most complete resume of art and letters as they appeared rejuvenated in the sixteenth century and was one of the finest papers ever given before the Coterie.

Mrs. Corlew followed with a clear and comprehensive report of the nature of college settlements and the noble work they are doing among the poor and laboring people of large cities.

Chicago has five of these settlements in the quarters populated by the working—sometimes criminal—classes. Hull house is probably the most influential and best known of these in the United States.

One absent present sent an excellent paper on "A Glance Through the Century 1794-1894."

"That beautiful poem, 'At the Gate' was recited by Mrs. Corlew. The 'Classification of Bryant's Poems' was given by Mrs. Bartow. Miss Alice Kellogg recited 'The Death of the Flowers.'

Miss Frankie French closed the programme by reading Bryant's first poem, 'Thanatopsis.'

The Ionic Club. The Ionic club will prove to be one of the most potent of social organizations this winter. It now has a guaranteed membership of sixty-five, with every reason to believe that seventy members will be on its rolls within the next few days.

The club will give its initial ball on Monday, November 5, at the Christian church, and will meet regularly each alternate Monday thereafter. The gentlemen selected by the club to furnish a charming repast for the ladies are Messrs. George A. Knox, A. D. Tobin and W. T. Gunter.

Dancing Party Last Night. The Saturday Night club met for the first time at Christensen's hall last evening and spent the evening in the enjoyment of dancing and cards. The music was excellent and the reception room furnished a charming nook for resting between dances or for card playing. The club will be one of the pleasantest social organizations of the city.

The officers of the club were elected. Mr. Hoyt Sherman was the unanimous choice for president, Mrs. M. C. Fox for vice-president and Mr. George Bratton for secretary and treasurer. The executive committee consists of Mrs. J. E. Caine, Mrs. H. D. Niles, Mrs. Sam J. Kenyon and Miss Nellie Beattie; the floor committee, Mr. George Bratton, Mr. C. W. P. Thompson and Mr. J. H. Young; the card committee, Mrs. W. S. McCormick, Mrs. M. C. Fox and Miss Harkness.

Among those present were Mr. and Mrs. Hoyt Sherman, Mr. and Mrs. George Phelps Holman, Mr. and Mrs. W. S. McCormick, Dr. and Mrs. Beatty, Mr. and Mrs. M. C. Fox, Mrs. G. S. Gannett, Mr. W. P. Lynn, Dr. and Mrs. Niles, Mr. and Mrs. Piffeld, Mr. and Mrs. E. Caine, Mrs. D. C. Dunbar, Mrs. Harkness, the Misses Harkness, Mrs. O. W. Pomeroy, Miss Nellie Beattie, Miss Sears, Mr. and Mrs. Hobbs, Miss Simmons, Mr. and Mrs. F. D. Hobbs, Miss Hooper, Mrs. Alice E. Thompson, Miss Thompson, Miss Schellie, Mr. George Bratton, Mr. Rob Wallace, Dr. Meacham, Mr. Skinner, Mr. H. B. Windsor, Mr. W. G. Ledge and others.

The University and High School teams will play a baseball at the fair grounds on Thanksgiving Day for the benefit of the Young Ladies' Aid Society.

Music Notes. It is the intention of Professor Thos. Radcliffe to give a series of popular concerts during the winter season, the first of which is announced to take place on Monday, the 21st inst., at the First Congregational church. On this occasion Miss Royle, the soprano, Miss Tild, the contralto, Mr. Joe Robinson, the baritone, and Mr. Thomas Ashworth, Miss Oliver, pianist, and Mr. Clive, violinist, will be heard.

C. F. Staylor has received high praise for his compositions, 'Gratitude' and 'Cradle Song,' from Professor Liebling, Professor Sherwood, Professor Lister, pianists of national reputation, also from Carl Paetion, of the New England Conservatory of Music, and Ethelbert Nevins, the song writer.

Professor Daynes' pupils are preparing for an organ recital, which will be given in the early winter.

Professor Carleson's class of boys who are making excellent progress in violin playing.

The tabernacle choir is now engaged in rehearsing the Messiah.

The Daynes sacramental anthem is meeting with real success. The introduction of the anthem at that period of the service is an improvement.

Mr. C. A. Stayer, in receipt of the programme of a Pittsburgh concert at which Mr. Theodor Salmon played two compositions by Salt Lake musicians, Krouse's 'Mazourka, Caprice' and Stayer's 'Cradle Song.'

Mr. H. S. Krouse has written a beautiful waltz song as an interpolation in the opera 'The Bohemian Girl.' It will be one of the gems of the evening.

The Verdi club is hard at work in preparation for the concert to be given by that organization in the near future.

Miss Belle Lucas' pupils and some of their friends, on the 28th inst., at 28 East Fourth South, yesterday afternoon, organized the 'No Obligation' Musical club. The object of the club is to familiarize its pupils with ancient and modern compositions. For this end there will be a lecture on some composer and his works each week, the lectures to be illustrated by the rendition of some selection from his works. The club will meet every Friday.

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Catarh of the Head and Throat. The form of catarrh most common—resulting from neglected colds—quickly cured with little cost by Doctors Shores' New System:

- "Is the breath foul?"
"Is the voice husky?"
"Do you spit up slime?"
"Do you blow out scabs?"
"Is the nose stopped up?"
"Does your nose discharge?"
"Does the nose bleed easily?"
"Is there pain in front of the nose?"
"Do crusts form in the nose?"
"Is the nose sore and tender?"
"Do you sneeze until you are dead?"
"Is this worse toward night?"
"Is there pain in the throat?"
"Is there pain across the eyes?"
"Is there pain in back of head?"
"Is there pain in the ears?"
"Do you hawk to clear the throat?"
"Is there a tickling in the morning?"
"Are you losing your sense of taste?"
"Do you sleep with the mouth open?"
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Catarh of the Bronchial Tubes. When catarrh of the head and throat is neglected and spreads down the windpipe into the bronchial tubes and after awhile attacks the lungs, it is a most serious disease. It is quickly cured with little cost by Doctors Shores' new system.

- "Have you a cough?"
"Are you losing flesh?"
"Do you cough at night?"
"Have you a pain in side?"
"Is your appetite variable?"
"Have you spit blood in sputa?"
"Are you coughing until you gag?"
"Are you low pitched at times?"
"Do you raise frothy material?"
"Do you cough up small lumps?"
"Do you cough on going to bed?"
"Is your cough in the morning?"
"Do you spit up little cheesy lumps?"
"Is your cough like a rattling?"
"Is there tickling behind the throat?"
"Have you pain behind breast bone?"
"Is there a burning pain in the throat?"
"Do you cough worse at night and morning?"
"Are there dark streaks in the sputa?"
"Do you have to sit up at night to get breath?"
"Do you have these symptoms you have catarrh of the bronchial tubes. Stop it before it reaches the lungs."

Catarh of the Kidneys. Results in two ways, by taking cold and by overworking the system, and separating from the blood the catarrhal poisons which affect all organs. Quickly cured with little cost by Doctors Shores' new system.

- "Do your hands and feet swell?"
"Is there more uric acid in the morning?"
"Are they cold and clammy?"
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"Is the urine dark and cloudy?"
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"Are there dark rings around the eyes?"
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"Do you see spots floating before the eyes?"
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"Is there pain in top of head?"
"Is your hair getting gray?"
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"Is the skin dry and harsh?"
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"Do you see unpleasant things while asleep?"
"Have you chills feelings down the back?"
"Are the joints pain and aches?"
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"Is your hearing bad cloudy days?"
"Do you have carache occasionally?"
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"Do you constantly hear noises in the ears?"
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"Is there a roaring like a waterfall in head?"
"Do you hear better some days than others?"
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Newest, Nicest and Freshest of Everything in the Market at Prices Lower than the Lowest.

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